



# Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3.30 pm)

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No. 112]

PERTH: MONDAY, 23 NOVEMBER

[1987

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WESTERN AUSTRALIA

## DETERMINATION OF THE SALARIES AND ALLOWANCES TRIBUNAL

PURSUANT TO  
SECTION 6B OF THE  
SALARIES AND ALLOWANCE ACT 1975 (AS AMENDED)  
(Entitlements of Former Premiers, Ministers  
and Members of Parliament)

20 NOVEMBER, 1987

Hon D. R. Willesee .....	CHAIRMAN
A. W. Bradshaw .....	MEMBER
R. H. C. Turner .....	MEMBER



WESTERN AUSTRALIA  
SALARIES AND ALLOWANCES ACT 1975 (AS AMENDED)

DETERMINATION

OF THE

SALARIES AND ALLOWANCES TRIBUNAL

PURSUANT TO SECTION 6B

ENTITLEMENTS OF FORMER PREMIERS,  
MINISTERS AND MEMBERS OF PARLIAMENT

INTRODUCTION

This Tribunal was requested, in late 1986, to inquire into the entitlements that existed for former Premiers, Ministers and Members of Parliament. As the result of the Tribunal's examination and recommendations, which were accepted by the Parliament, the Government legislated to amend the Salaries and Allowances Act empowering the Tribunal to determine the entitlements and benefits of former Premiers, Ministers and Members of Parliament.

The amending legislation, assented to on 25 June 1987 states in part,

"Determinations relating to entitlements of former Premiers, Ministers and Members of Parliament.

6B (1) the Tribunal shall from time to time, as it sees fit, inquire into and determine the entitlements and benefits to be paid or provided to former Premiers of the State, former Ministers of the Crown and former Members of the Legislative Assembly or Legislative Council of the State."

Entitlements granted to former Premiers of the State and former Members of Parliament have been in existence throughout Australia since 1920. Western Australia is the first State to formally legislate to make public these entitlements.

Dated at Perth this 20th day of November 1987.

D. R. WILLESEE,  
Chairman.

A. W. BRADSHAW,  
Member.

R. H. C. TURNER,  
Member.

Salaries and Allowances Tribunal.

FORMER PREMIERS OF WESTERN AUSTRALIA

The benefits and entitlements granted by virtue of this Determination only apply to former Premiers who have led his or her party at an election at which his or her party has been elected to Government and has served not less than one year as Premier.

1. OFFICE ACCOMMODATION AND SECRETARIAL SUPPORT

- 1.1 Former Premiers who have held the office of Premier for not less than three years shall upon retirement or resignation as Premier, be entitled to the use of an office appointed for that purpose in a Government building or in such other building as approved by the Premier for a period of 12 months.

Equipment and staff may be supplied, if required, for the period that the office is occupied, in the same manner as applying to a Member of Parliament.

## 2. POSTAGE ALLOWANCE

2.1 For a period of 12 months after the retirement or resignation a former Premier shall be entitled to receive postage stamps to the same value and in the same manner as granted to a member of the Legislative Council for the same period.

## 3. MOTOR VEHICLES

3.1 A former Premier shall have the option of purchasing the official car which they were accustomed to using at the date of their retirement. This option to be exercised within three months of the date of retirement. The purchase price shall be such sum as shall be determined by the State Tender Board.

3.2 For a period equal to that for which they were Premier from the date of retirement as Premier, a former Premier shall, upon request to the Director General, Department of the Premier and Cabinet be entitled to the use of a car and chauffeur.

3.3 Where a former Premier is required or is invited to attend an official function or on special occasions, a former Premier shall upon request to the Director General, Department of the Premier and Cabinet be entitled to a car and chauffeur from the transport pool for the purpose attending the official function or special occasion as the case may be. This entitlement shall continue during the lifetime of the former Premier.

## 4. TRAVEL

### 4.1 Rail Travel

A former Premier who has completed not less than one year as Premier shall be entitled to a Life Gold Rail Pass, and the spouse shall likewise be entitled to a Gold pass but limited to the period of the former Premier's lifetime.

### 4.2 Other Travel

4.2.1. For a period of 12 months after retirement or resignation a former Premier who is required to attend a function within Australia resulting from activities directly arising from that role as Premier, shall be entitled to claim the travelling and accommodation costs necessarily incurred.

4.2.2. A former Premier shall be entitled to use of the Imprest system in the same manner as a serving Member of Parliament.

## 5. TELEPHONES

5.1 For 12 months from the date of retirement (in which term is included resignation) as Premier, a former Premier shall be entitled to reimbursement of or to have paid the rental and all calls on one nominated private telephone at a private residence nominated by the former Premier.

5.2 After the expiration of 12 months from the date of retirement as Premier, a former Premier shall be entitled during his/her lifetime to be reimbursed or have paid the standard rental charge and 85 per cent of all calls in respect of one nominated private telephone at a private residence nominated by the former Premier.

5.3 The entitlement expressed in 5.2 above shall, on the death of the former Premier be paid to the surviving spouse. The benefit will cease upon the death of that spouse, or if the spouse remarries.

5.4 For the purposes of 5.2 "Calls" include all charges (other than international calls and international telegrams) as usually included on Telecom Australia accounts rendered to subscribers.

## 6. SPECIAL CIRCUMSTANCES

6.1 The Premier may from time to time in special circumstances whether on request or otherwise make payments or provide services to a former Premier or their spouse provided that any such payment or provision of services shall not thereby be taken as a precedent for the making of similar payments or providing similar service to other former Premiers.

## 7. TRANSITIONAL

7.1 That former Premiers at the date of this determination who satisfy the recommended qualifications shall be entitled to retain pre existing benefits.

## 8. SUSPENSION OF BENEFITS

8.1 The benefits and entitlements hereby recommended, with the exception of 5.1 herein shall be suspended during any period that the former Premier shall remain or be a member of either the Legislative Assembly or the Legislative Council.

8.2 The benefits and entitlements hereby recommended shall be held in abeyance during any period of not less than one month that the former Premier shall be absent from Western Australia.

## 9. CONDITIONS

In addition to the conditions imposed upon the various entitlements and benefits, the following shall also apply.

9.1 The use of the entitlements and benefits shall only apply for non commercial purposes.

9.2 With the exception of the Travel entitlement, the entitlements and benefits are restricted to the State of Western Australia.

Dated at Perth this 20th day of November, 1987.

D. R. WILLESEE,  
Chairman.  
A. W. BRADSHAW,  
Member.  
R. H. C. TURNER,  
Member.  
Salaries and Allowances Tribunal.

## FORMER MINISTERS OF THE CROWN, FORMER MEMBERS OF THE LEGISLATIVE ASSEMBLY AND LEGISLATIVE COUNCIL

### 1. *Former Members Who Have A Minimum Of Twelve Years Service In Aggregate*

- (i) Former members of the Western Australian Parliament who have not less than 12 years nor more than 20 years service in aggregate shall be entitled to a Life Pass enabling free rail travel on Western Australian Railways.
- (ii) The Pass is not transferrable and can only be used by the person in whose favour the pass is issued.
- (iii) The Pass entitles the holder to free sleeping berths, when available, but does not cover the cost of any meals.
- (iv) A former member may be accompanied, subject to the same conditions as applying to the holder of the pass, by his or her spouse, *de facto* or dependent children on one return rail journey per annum within the State.
- (v) Should the holder of a Life Pass be re-elected to Parliament, the Pass must be returned to the Secretary of the Western Australian Government Railways Commission immediately upon taking up office. The Pass will be re-issued upon the members termination of service.

### 2. *Former Ministers, Office Holders and Members*

Entitlements under this Part are granted to former Parliamentarians who have held the offices listed for the specified time, or those satisfying the following criteria.

- |   |  |
|---|--|
| (a) Cabinet Ministers .....   | 3 years  |
| (b) President of the Legislative Council Speaker of the Legislative Assembly  | 3 years  |
| (c) Former member who has served in paragraphs (a) or (b) above .....   | Aggregate of 3 years   |
| (d) Leader of the Opposition in the Legislative Assembly .....  | 6 years  |
| (e) Member who has served in capacities listed in paragraphs (a) and (d) above  | Aggregate of three years (Note half the period of service as Leader of the Opposition is added to the period of service as a Cabinet Minister) |
| (f) Former Members who have a service of not less than 20 years.  |  |
| (g) Former members who have held office included in sections 4 (2) and 6 (1) (a) of the Salaries and Allowances Act for periods which, when combined with the period performing their normal Parliamentary function totals a period of service of not less than 20 years. |  |

## RAIL TRAVEL

Former Members satisfying the criteria under paragraph 2 may make application for the issue of a Parliamentary Design Railways of Australia Life Gold Pass. The Pass entitles holders to unlimited travel and ancillary services, except meals, on all railways of Australia.

## OTHER TRAVEL

Former Members satisfying the criteria under paragraph 2 shall be entitled to draw upon the Department of the Premier and Cabinet, for the purpose of obtaining travel of any nature within Australia, an amount not exceeding two thousand dollars per annum.

Conditions attaching to this allowance are:—

1. The allowance may be used for the purpose of obtaining travel for spouses, *de factos* and members dependant children only when accompanying the former member.
2. The allowance cannot be converted as a cash benefit.
3. The allowance is to lapse at the end of each financial year, unless extenuating circumstances apply, where upon application may be made to the Director General, Department of the Premier and Cabinet for approval to cumulate for a maximum of two years.

## GENERAL

For the purposes of this Determination, the following general conditions apply:—

1. All travel taken under the entitlements granted in this Determination shall be for non commercial purposes only.
2. Reference to the term "*de facto*" is made in the context of the definition applying in the Parliamentary Superannuation Act.
3. Dependant children are deemed to be full time students under the age of 18 years at the time of travel.

Dated at Perth this 20th day of November, 1987.

D. R. WILLESEE,  
Chairman.

A. W. BRADSHAW,  
Member.

R. H. C. TURNER,  
Member.

Salaries and Allowances Tribunal.